

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DAVID E. CHIPPS,

CIVIL ACTION NO. 1:CV-00-1179

Plaintiff

(Judge Kane)

v.

PIKE COUNTY PRISON GUARDS  
O'HARA, MCCRONE, SCHWARTZ,  
COOK, WALTON, SEMANKO, SGT.  
MCGLAUGHLIN, SGT. RODRIGUEZ,  
LT. ROMANCE, CAPT. LOWE,  
CAPT. CARVALHO, PIKE COUNTY  
PRISON WARDEN PROWELL,  
PIKE COUNTY COMMISSIONERS,  
U.S. MARSHALS SERVICE and  
UNIDENTIFIED U.S. MARSHALS,  
PA STATE POLICE TROOPER  
MURRAY AND UNIDENTIFIED PA  
STATE OFFICIALS,

Defendants

FILED  
HARRISBURG, PA

SEP 05 2000

MARY E. D'ANDREA, CLERK  
Per \_\_\_\_\_  
*[Signature]*  
Deputy Clerk

ORDER

Before the Court is a new complaint filed by Plaintiff. Also before the Court is Plaintiff's motion to proceed in forma pauperis with accompanying affidavit. 28 U.S.C. § 1915(a)(1) provides that a party seeking to proceed in forma pauperis must "submit[] an affidavit that includes a statement of all assets such [person] possesses that the person is unable to pay such fees or give security therefor. Such affidavit shall state the nature of the action, defense or appeal and affiant's belief that the person is entitled to redress." 28 U.S.C. § 1915(a)(1). The affidavit submitted by Plaintiff fails to include a statement of all assets possessed by him and further fails to state the nature of the action and affiant's belief that he is entitled to redress.

Accordingly, upon consideration of Plaintiff's motion to proceed in forma pauperis and the accompanying affidavit, IT IS ORDERED THAT Plaintiff's motion for in forma pauperis status is DENIED for failure to comply with 28 U.S.C. § 1915(a)(1). IT IS FURTHER ORDERED THAT if Plaintiff submits another motion and affidavit for consideration by the Court, he shall submit the form of affidavit provided by the Clerk of Court.



YVETTE KANE  
United States District Judge

Dated: September 5 , 2000.

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

September 5, 2000

Re: 1:00-cv-01179 Chipp v. O'Hara

True and correct copies of the attached were mailed by the clerk to the following:

David Elliot Chipps  
479 South River Street  
Wilkes-Barre, PA 18702

w after attack!

MARY E. D'ANDREA, Clerk

DATE: 4/3-00

BY: OJ  
Deputy Clerk